

an application filed pursuant to law was not effective with respect to the drug.  
DISPOSITION: 7-26-57. Default—destruction.

#### DRUGS FOR VETERINARY USE

5304. Animal feeds containing diethylstilbestrol. (F. D. C. No. 39063. S. Nos. 40-624/5 M, 40-627/9 M, 40-631 M.)

QUANTITY: 127 50-lb. bags of *Cattle Concentrate*, 134 50-lb. bags of *Cattle Concentrate pellets*, and 99 50-lb. bags of *Purdue Supplement pellets* at Quimby, Iowa, in possession of Simonsen Mill-Rendering Plant.

SHIPPED: The articles contained diethylstilbestrol, which had been shipped on 1-10-56, from New York, N. Y.

LABEL IN PART: "Simonsen Cattle Concentrate \* \* \* Stilbestrol Special Mix \* \* \* Each 1 pounds [or "1½ pounds"] contains 10 milligrams of Diethylstilbestrol," "Simonsen Cattle Conc. Pellets \* \* \* Stilbestrol Special Mix \* \* \* Each 2 pounds [or "1½ pounds"] contains 10 milligrams of Diethylstilbestrol," and "Simonsen Modified Purdue Supplement \* \* \* Pellets \* \* \* Stilbestrol Special Mix \* \* \* Each 1 pounds [or "1½ pounds"] contains 10 milligrams of Diethylstilbestrol."

RESULTS OF INVESTIGATION: The articles were manufactured by Simonsen Mill-Rendering Plant at Quimby, Iowa, using the diethylstilbestrol which had been shipped as described above.

LIBELED: 5-7-56, N. Dist. Iowa.

CHARGE: 502 (f) (1)—the labeling of the articles failed to bear adequate directions for use, and the articles were not entitled to any exemption from that requirement.

The articles, by reason of the presence therein of the active ingredient, diethylstilbestrol, which had been shipped in interstate commerce, were new drugs within the meaning of the law; and an application filed pursuant to law was not effective with respect to the drugs.

DISPOSITION: 6-28-56. Default—destruction.

#### DRUG REQUIRING CERTIFICATE OR RELEASE, FOR WHICH NONE HAD BEEN ISSUED

5305. Tetracycline hydrochloride tablets and capsules. (F. D. C. No. 40171. S. Nos. 67-507/8 M.)

QUANTITY: 3 200-tablet btl. and 1 100-capsule btl. at Silver Spring, Md., in possession of Medical Supplies, Inc.

SHIPPED: From New York, N. Y.

LABEL IN PART: (Btl.) "Tetracycline Hydrochlor. [or "Hcl."] \* \* \* 250 mg."

RESULTS OF INVESTIGATION: A sales representative of the manufacturer delivered in person to the consignee sample bottles of 8 tablets or capsules. The sales representative had received the articles from New York, N. Y., and the consignee had repacked into bottles and relabeled the tablets and capsules described above. Neither of the repacked lots had been certified.

LIBELED: 4-24-57, Dist. Md.

CHARGE: 502 (1)—the article, while held for sale, was a drug composed in part of tetracycline, a derivative of chlortetracycline, and it was not from a batch with respect to which a certificate or release had been issued pursuant to 507.

DISPOSITION: 5-22-57. Default—destruction.

**DRUGS IN VIOLATION OF PRESCRIPTION LABELING REQUIREMENTS**

**5306. First aid kits.** (F. D. C. No. 39284. S. No. 46-619 M.)

**QUANTITY:** 43 *first aid kits* at Philadelphia, Pa.

**SHIPPED:** 5-11-56, from Bellbluff, Va., by Goldberg Army & Navy Goods.

**ACCOMPANYING LABELING:** Leaflet entitled "First Aid Instructions Vest, Emergency, Sustenance Type C-1."

**RESULTS OF INVESTIGATION:** Examination showed the product to be a 4" x 3" plastic case containing the following: 4 adhesive bandages, 1 vial of mild iodine, 2 compress bandages, 1 small cake of soap, 1 plastic vial of amphetamine sulfate tablets, 1 plastic vial of sulfadiazine tablets, 1 plastic vial of atabrine tablets, 1 plastic vial of halazone tablets, and 1 plastic vial of salt tablets.

**LIBELED:** 6-19-56, E. Dist. Pa.

**CHARGE:** 503 (b) (4)—the article contained amphetamine sulfate tablets, sulfadiazine tablets, and atabrine tablets, which were drugs subject to 503 (b) (1), and the label of the article failed to bear the statement "Caution: Federal law prohibits dispensing without prescription."

**DISPOSITION:** 8-1-56. Default—destruction.

**DRUGS AND DEVICES ACTIONABLE BECAUSE OF FAILURE TO BEAR ADEQUATE DIRECTIONS OR WARNING STATEMENTS\***

**5307. Dexedrine Sulfate tablets, secobarbital sodium capsules, and capsules containing a mixture of secobarbital sodium and amobarbital sodium.**  
(F. D. C. No. 39831. S. Nos. 46-264/5 M, 46-272/5 M.)

**INDICTMENT RETURNED:** 5-9-57, E. Dist. Pa., against Bernard Friedman, t/a Barclay Pharmacy, Philadelphia, Pa.

**SHIPPED:** Between 4-3-56 and 4-26-56, from Pennsylvania to New Jersey.

**CHARGE:** 502 (f) (1)—when shipped, the labeling of the articles failed to bear adequate directions for use.

**PLEA:** Nolo contendere.

**DISPOSITION:** 7-8-57 and 9-4-57. The defendant was fined \$6,000, given a jail sentence of 6 months, which was suspended, and placed on probation for 1½ years.

**5308. Vit-Ra-Tox No. 21 and No. 16.** (F. D. C. No. 35574. S. Nos. 55-951/4 L, 62-612 L.)

**INFORMATION FILED:** 12-9-54, Dist. Mass., against V. E. Irons, Inc., Boston, Mass., and V. Earl Irons, president and treasurer.

**SHIPPED:** Between 12-3-52 and 7-28-53, from Massachusetts to Missouri and New York.

**LABEL IN PART:** (Ctn.) "Vit-Ra-Tox No. 21 A Natural Food with green life In three bottles Two of No. 21A and one of 21B"; (btl.) "V. E. VIT-RA-TOX Irons Inc. No. 21A . . . . Part of No. 21 A Natural Food with green life Raw Veal Bone and Defatted Wheat Germ VIT-RA-TOX No. 21A with green life (2-½ oz.) Green Life is a concentrate of the juices of 2 or more young, tender green cereal (grain) shoots (oats, corn, barley, rye or wheat); raised in one of the richest soils known to man on the world's largest Organic Com-

\*See also Nos. 5302-5304.